

Administrative Order



Administrative Order No.: 4-113

Title: Fee Schedule for Miami-Dade County Corrections and Rehabilitation Department Daily Inmate Subsistence

Ordered: 9/9/1999

Effective: 9/19/1999

AUTHORITY:

Section 4.02 of the Miami-Dade County Home Rule Amendment and Charter and Sections 951.033, (1996) and 939.06 (1995), Florida Statutes.

POLICY:

This Administrative Order establishes a fee for charging inmates in the care, custody and control of the Miami-Dade Corrections and Rehabilitation Department a fair portion of their daily subsistence costs during incarceration.

APPLICABILITY:

The provisions of this procedure are applicable to all inmates incarcerated in facilities operated by the Miami-Dade Corrections and Rehabilitation Department. Exemptions will be determined by the Department Director to include inmates held for other jurisdictions/agencies, inmates assigned to the Work Release Program, and inmates assigned to the Trusty Program.

FEE SCHEDULE:

The daily subsistence fee charged to all inmates to offset the cost of incarceration is \$2.00.

PROCEDURE:

The Department Director is authorized to collect fees pursuant to Section 951.033, Florida Statutes, and account for the revenues. The process will involve the following:

- a) The inmate will be advised of a fee schedule and policy during the orientation process and a copy of the fee schedule will be posted in each housing unit as well as made available in the inmate handbook.
- b) The daily subsistence fee will be debited on a daily basis from the inmate's cash

account in the facility.

- c) If the inmate's cash account in the facility does not contain sufficient funds to cover subsistence costs, the Director may place a civil restitution lien against the inmate's cash account or other personal property. A civil restitution lien may continue for a period of three years and applies to the cash account of any inmate who is re-incarcerated within the county in which the civil restitution was originated.
- d) When the court orders a lien against an inmate's funds; e.g., for child support, restitution, or court fees, such orders will take precedence over the collection of the daily subsistence fee.
- e) If any inmate wishes to present reasons for opposition to the assessment, a formal written appeal is available through the inmate grievance process.
- f) Inmates who are held in jail as unsentenced and are acquitted or discharged on all charges shall be reimbursed for the daily charge of subsistence which they paid. The inmate must provide a certified copy of the final court disposition from the Clerk of Courts prior to the reimbursement of funds. The inmate may submit the request for payment at the facility property room upon release. After administrative review and processing, the check will be mailed to the last known address no later than 90 days after receipt of final court disposition.

This Administrative Order is hereby submitted to the Board of County Commissioners of Miami-Dade County, Florida.

M. R. Stierheim
County Manager